

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 53080
: :
Takahiko MURATA, et al. : Confirmation Number: 8016
: :
Application No.: 10/759,570 : Group Art Unit: 2622
: :
Filed: January 20, 2004 : Examiner: Albert H. CUTLER
: :
For: SOLID STATE IMAGING APPARATUS, METHOD FOR DRIVING THE SAME AND
CAMERA USING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Noting the Office Action of March 3, 2009 wherein restriction has been required, Applicant hereby elects Species II, identifying Figs. 4 and 5, and claims 5, 15, 18, 19, 21, 23, 28-30, and 35-38 readable thereon, for prosecution in the above-identified application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP


Michael E. Fogarty
Registration No. 36,139

**Please recognize our Customer No. 53080
as our correspondence address.**

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Date: March 26, 2009